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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
RESPONSE TO ELECTION/RESTRICTION DATED 06/18/03	Atty. Docket No. UBAT 11904



Applicant: David B. Geohegan et al.	
Application Number 09/997,600	Filed November 28, 2001
For Condensed Phase Conversion and Growth of Nanorods and Other Materials	
Group Art Unit 1771	Examiner Cole, Elizabeth M.
Confirmation No. 5233	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Certification Under 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail to Addressee (Label No. EV155762733US) in an envelope addressed to: Assistant Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **July 3, 2003**.

Laura M. McGuire

The Examiner states that restriction is required under 35 U.S.C. § 121 to one of the following inventions:

Applicant elects to prosecute Group II, which includes claims 9-13 and 16-28, drawn to a method of making a composition comprising nanorods, classified in class 117,75 without traverse.

Applicant also submits herewith a copy of the original transmittal form for this divisional application, which indicates that Claims 1-8 and 14-15 (Group I of the Restriction Requirement) were to have been cancelled when this application was filed.

If any additional fees are required, please appropriately charge or credit those fees to Deposit Account No. 50-0456 of Gray Cary Ware & Freidenrich, LLP.

Respectfully submitted,

Dated: July 2, '03

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